

REMARKS

This submission is in response to the Official Action dated May 6, 2003. Claim 1 has been amended to reflect identification of the specific wet fungal mycelia microorganism, *Verticillum* (AAT-TS-4). Support for this amendment can be found on page 2, lines 9-10. No new matter is added by the amendment. Claims 1-16 are pending. Reconsideration of the above identified application, in view of the above amendments and the following remarks, is respectfully requested.

The Examiner has rejected claims 1-16 for lack of enablement under 35 U.S.C. §112, first paragraph. Specifically, the Examiner has stated that the specification is enabling for a specific microorganism, but not for a broad scope of all wet fungal mycelia. Furthermore, the Examiner has indicated that there is no evidence that the claimed *Verticillum* (AAT-TS-4) is known and available.

The rejection is respectfully traversed, and reconsideration is respectfully requested.

Applicants have amended claim 1 to recite that the wet fungal mycelia is of the specific microorganism, *Verticillum* (AAT-TS-4). As indicated above, the specification provides ample support for this amendment.

Furthermore, applicants respectfully submit that the microorganism *Verticillum* (AAT-TS-4) is known and readily available. Applicants submit that our client has confirmed that the microorganism has been deposited with a recognized depository

under the terms of the Budapest Treaty. As soon as the deposit receipt has been received, applicants will amend the specification accordingly.

Therefore, in view of the above amendments and remarks, it is respectfully requested that the application be reconsidered and that all pending claims be allowed and the case passed to issue.

If there are any other issues remaining which the Examiner believes could be resolved through either a Supplemental Response or an Examiner's Amendment, the Examiner is respectfully requested to contact the undersigned at the telephone number indicated below.

Respectfully submitted,



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